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8 UNITED STATES DISTRICT COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA

10 DANIEL T. BRUMFIELD, M.D., and  
11 DAINA RYCKMAN,

12 Plaintiffs,

13 v.

14 SDPD OFFICERS MUNOZ, DAWSON,  
15 PIERCE, and BOLLIG; AMERICO A.  
ALBALA, M.D.; MICHAEL MCMANUS,  
M.D., and DOES 1-20 inclusive,

16 Defendants.  
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Civil No.08cv958-WQH(NLS)

**ORDER GRANTING JOINT MOTION  
TO CONTINUE EARLY NEUTRAL  
EVALUATION CONFERENCE;**

[Doc. No. 9]

**VACATING AND RESETTING  
CONFERENCE**

18 Before the Court in the above-captioned matter is a joint request by the parties to continue the  
19 Early Neutral Evaluation Conference (“ENE”) currently scheduled for August 26, 2008 at 2:00 p.m.  
20 [Doc. No. 9]. The parties base their request on the current procedural posture of the case; two of the  
21 five individually named defendants have filed a motion to dismiss Plaintiff’s case against them [Doc.  
22 No. 4]. The motion is pending before the presiding District Judge, set for hearing on August 25, 2008.  
23 The parties assert that the ENE would be more productive if held subsequent to the motion hearing, in  
24 the event that the moving defendants are dismissed from the litigation, thereby impacting the parameters  
25 of early settlement negotiations. The Court agrees, and finds good cause to continue the ENE to the  
26 parties’ requested date of October 1, 2008. However, the Court’s schedule on that date necessitates that  
27 the ENE be placed on the afternoon calendar.

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1 Accordingly, the Court **GRANTS** the joint motion, and the August 26, 2008 ENE is hereby  
2 **VACATED** and **RESET** for October 1, 2008 at 2:00 p.m.

3 **IT IS SO ORDERED.**

4 DATED: August 15, 2008

A handwritten signature in cursive script, reading "Nita L. Stormes", written over a horizontal line.

Hon. Nita L. Stormes  
U.S. Magistrate Judge  
United States District